

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

LEROY RILEY,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 05-172E
)	
CHARLES SIMPSON, KERRI CROSS,)	Judge Sean J. McLaughlin
DAVID MCCOY, CHARLES M.)	Magistrate Judge Susan Baxter Paradise
SHANE,)	
sued in their individual and official)	
capacities, MR. GASTON sued in his)	
individual capacities)	
)	
)	
Defendants.)	

ORDER OF COURT

AND NOW, to-wit, this _____ day of _____ 2006, upon consideration of the foregoing **Defendants' Motion to Dismiss** it is hereby **ORDERED** that this Motion is **GRANTED**.

BY THE COURT;

_____. J.